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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

9 PHILIP SMITH,

10 Plaintiff,

11 vs.

12 COUPANG, INC.,

13 Defendant.

Case No. 2:23-cv-01887-RAJ

**DECLARATION OF ALICIA COBB IN
OPPOSITION TO PLAINTIFF'S
MOTION FOR LEAVE TO FILE
CORRECTED AMENDED COMPLAINT**

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15 I, Alicia Cobb, hereby state as follows:

16 1. I am a Partner with the law firm Quinn Emanuel Urquhart & Sullivan, LLP, counsel
17 for Defendant Coupang, Inc. in the above-captioned action. I submit this declaration in opposition
18 to Plaintiff's Motion for Leave to File Corrected Amended Complaint. I have personal knowledge
19 of the matters stated in this declaration based upon my involvement in this case and a review of
20 the file.

21 2. On March 5, 2024, Defendant's counsel requested Plaintiff's availability for a meet
22 and confer regarding Defendant's upcoming Motion to Dismiss Plaintiff's Amended Complaint.
23 Plaintiff's counsel stated that they were available the afternoon of March 8, 2024.

24 3. On March 8, 2024, counsel for Plaintiff and Defendant, including myself, Randa
25 Osman, Ryan Swindall, Michael Subit, Cassandra Lenning, and Kendall Onyendu, met and
26 conferred over Zoom regarding Defendant's grounds for its upcoming Motion to Dismiss
27 Plaintiff's Amended Complaint. During that meet and confer, among other discussions,

Defendant’s counsel explained that Plaintiff’s Amended Complaint incorrectly identified Plaintiff’s employer as Coupang Global, LLC, rather than Coupang, LLC, and incorrectly identified Defendant’s predecessor entity as Coupang Global, LLC, rather than Coupang, LLC. Plaintiff’s counsel did not state that they were unaware of these facts, or indicate any intention of correcting its Amended Complaint. Defendant then filed its Motion to Dismiss the Amended Complaint on March 11, 2024.

4. On March 22, 2024, Plaintiff's counsel emailed Defendant's counsel to inform Defendant's counsel for the first time that Plaintiff's counsel wished to revise the Amended Complaint to correct those inaccuracies.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 15th day of April, 2024, at Boston, Massachusetts.

/s/ Alicia Cobb
Alicia Cobb

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that, on April 15, 2024, I caused a true and correct copy of the foregoing
3 to be filed in this Court's CM/ECF system, which sent notification of such filing to counsel of
4 record.

5 DATED April 15, 2024.

6 _____
7 */s/ Alicia Cobb*
Alicia Cobb, WSBA #48685

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